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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA, ) No. CR 06 0169 MMC

Plaintiff, )

v. )

ALAN BRUCE MEGLEN, )  
a/k/a Jack Meglen, )

Defendant. )

**STIPULATION AND ~~PROPOSED~~  
PROTECTIVE ORDER RE:  
DISCOVERY OF CHILD  
PORNOGRAPHY**

With the agreement of the parties, and with the consent of the defendant, the Court enters the following order:

\_\_\_\_\_ Defendant is charged with an offense pertaining to the possession of child pornography, in violation of 18 U.S.C. § 2252. The United States will produce to counsel for the defendant in this case discovery, including digital media, that contains images of child pornography. Pursuant to the child victim privacy provisions of 18 U.S.C. § 3509(d) and Federal Rule of Criminal Procedure 16, the United States requests that disclosure of these materials be subject to the following restrictions:

1. Except when being actively examined for the purpose of the preparation of the defense of defendant Alan Bruce Meglen, the digital and/or paper media produced by the

1 United States to defense counsel, Mr. Steven Kalar, shall be maintained in a locked, safe,  
2 and secure drawer, cabinet, or safe which is accessible only to Mr. Kalar, members of his  
3 trial preparation working with him to prepare Mr. Meglen's defense, and his investigator.  
4 Mr. Kalar, members of his trial preparation team, and the investigator shall not permit any  
5 person access of any kind to the digital and/or paper media or information related to child  
6 victims except as set forth below.

7 2. The following individuals may examine the digital and/or paper media for the  
8 sole purpose of preparing the defense of defendant Alan Bruce Meglen and for no other  
9 purpose:

- 10 a. Counsel for the defendant, Steven Kalar;
- 11 b. Persons employed by the Office of the Federal Public Defender who are  
12 assisting with the preparation of Alan Bruce Meglen's defense;
- 13 c. Defendant Alan Bruce Meglen, but only in the presence of his attorney;
- 14 d. Any expert(s) retained on behalf of defendant Alan Bruce Meglen to assist  
15 in the defense of this matter; and
- 16 e. Any investigator(s) retained on behalf of defendant Alan Bruce Meglen to  
17 assist in the defense of this matter.

18 3. A copy of this order shall be maintained with the digital and/or paper media at  
19 all times.

20 4. All individuals other than Mr. Kalar and Alan Bruce Meglen who receive  
21 access to the materials pursuant to this Order, *prior to receiving access to the materials*,  
22 shall sign a copy of this Order acknowledging that:

- 23 a. They have reviewed the Order;
- 24 b. They understand all its contents;
- 25 c. They agree that they will only access the digital media for the purposes of  
26 preparing a defense for defendant Alan Bruce Meglen;
- 27 d. They will not make any copies of any image files within the digital media  
28 without further order of the Court;

1 e. They will not access the digital media from any computer that is connected  
2 to the Internet or to any local network; and

3 f. They understand that failure to abide by this Order may result in sanctions  
4 by this Court and in state or federal criminal charges for possession or  
5 dissemination of child pornography.

6 5. The orders referenced in paragraph 4 signed by persons employed by the Office  
7 of the Federal Public Defender who are assisting with the preparation of Alan Bruce  
8 Meglen's defense shall be maintained by the Federal Public Defender, Barry J. Portman,  
9 and shall be available for review by the Court upon the Court's request.

10 6. With regard to all other orders signed pursuant to paragraph 4, counsel for Alan  
11 Bruce Meglen, Mr. Kalar, shall promptly file signed copies of the Order, ex parte and  
12 under seal. The United States shall have no access to these signed copies without further  
13 order of the Court.

14 7. No other person may be allowed to examine the material without further court  
15 order. Examination of the digital and/or paper media shall be done in a secure  
16 environment which will not expose the materials to other individuals not listed above.

17 8. No copies of any image files contained in the digital and/or paper media may be  
18 made without further court order. The prohibition on copying includes, but is not limited  
19 to: (1) printing out images onto paper or film; and (2) duplicating the images in any  
20 digital format. Non-image files such as word processing files, e-mails, and other text files  
21 may be duplicated to the extent necessary to prepare the defense of this matter.

22 9. The computer from which the digital media will be accessed shall not be  
23 connected to the Internet or to any other computer network.

24 10. Any pleadings that include or make reference to the above-described orders or  
25 their contents shall be filed under seal. Additionally, any pleadings containing images of  
26 child pornography shall be filed under seal.

27 11. Within five court days of the judgement and sentencing hearing in this matter,  
28 all material provided to defense counsel pursuant to this Order, and all other authorized

1 copies, if any, shall be returned to the United States. The United States shall destroy  
2 them. If defendant believes that he must maintain the material for any reasons related to  
3 appeal, defendant must seek authorization from the District Court within five days of the  
4 sentencing and judgment in this matter.

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6 IT IS SO STIPULATED:

7 KEVIN V. RYAN  
8 United States Attorney

9 Dated: April 18, 2006

By: \_\_\_\_\_/s\_\_\_\_\_  
10 ROBERT DAVID REES  
11 Assistant United States Attorney

12 Dated: April 19, 2006

\_\_\_\_\_/s\_\_\_\_\_  
13 STEVEN KALAR  
14 Attorney for Defendant

15 IT IS SO ORDERED that disclosure of the above-described discovery materials shall be  
16 restricted as set forth above.

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18  
19 Dated: April 21, 2006 \_\_\_\_\_

  
20 HON. MAXINE M. CHESNEY  
21 United States District Court Judge  
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